

LEGAL NOTICE

NEW HAMPSHIRE DEPARTMENT OF HEALTH AND HUMAN SERVICES

COVID-19 Vaccines & Vaccine Administration, Testing, and Treatment

Date: May 5, 2023

Public notice posted to: <https://www.dhhs.nh.gov/programs-services/medicaid/medicaid-state-plan-public-notices>

Notice is hereby given that the New Hampshire (NH) Department of Health and Human Services (the Department) is proposing to amend the Title XIX State Plan to assure cost sharing compliance for COVID-19 vaccines and administration of the vaccines, testing, and treatment in accordance with the American Rescue Plan Act and sections 1905(a)(4)(E) and 1905(a)(4)(F) of the Social Security Act. The coverage requirements and mandatory cost sharing exemptions begin March 11, 2021 and end on the last day of the first calendar quarter that begins one year after the last day of the emergency period described in section 1135(g)(1)(B) of the Social Security Act (the Act).

The amendment provides the following assurances:

- Coverage of COVID-19 testing consistent with the Centers for Disease Control and Prevention (CDC) definitions of diagnostic and screening testing for COVID-19 and its recommendations for who should receive diagnostic and screening tests for COVID-19 is provided to beneficiaries without cost-sharing pursuant to section 1916(a)(2)(I) and 1916A(b)(3)(B)(xiii) of the Act and that reimbursement to qualified providers for such coverage is not reduced by any cost sharing that would otherwise be applicable under the state plan.
- Coverage for COVID-19 treatment for individuals who are diagnosed with or presumed to have COVID-19 (if otherwise covered under the state plan or waiver of such plan) is provided to beneficiaries without cost sharing, pursuant to section 1916(a)(2)(I) and section 1916A(b)(3)(B)(xiii) of the Act and that reimbursement to qualified providers for such coverage is not reduced by any cost sharing that would otherwise be applicable under the state plan.
- Coverage of items and services for treatment of a condition that may seriously complicate the treatment of COVID-19 for individuals who are diagnosed with or presumed to have COVID-19 (if otherwise covered under the state plan or waiver of such plan) is provided to beneficiaries without cost sharing, pursuant to section 1916(a)(2)(I) and section 1916A(b)(3)(B)(xiii) of the Act and that reimbursement to qualified providers for such coverage is not reduced by any cost sharing that would otherwise be applicable under the state plan.

No fiscal impact is anticipated in association with cost sharing compliance. The federal fiscal impact related to adding coverage of COVID-19 vaccines and administration of the vaccines, testing, and treatment is estimated to be \$556,043 for FFY 2023 and \$1,094,644 for FFY 2024.

Copies of draft State Plan pages are available for review. Please contact Jody Farwell at (603) 271-9343, or via e-mail at jody.l.farwell@dhhs.nh.gov, to request copies. The amendments to the State Plan pages may undergo further revisions before and after submittal to the Centers for Medicare and Medicaid Services (CMS) based upon public comment or CMS feedback. Comments on the proposed changes are welcomed and should be e-mailed to jody.l.farwell@dhhs.nh.gov or mailed to the Department of Health and Human Services, Division of Medicaid Services, 129 Pleasant Street–Brown Building, Concord, NH 03301-3857, ATTN: Jody Farwell.